AN

ACCOUNT

Of the Tryal and Examination

OF

Count Conningſmark;

With the NAMES of the Murtherers and perſons ſuſpected as Acceſſaries in the Death of *T. Thynn*, Eſq;

Who are as follows, *viz.*

Frederick Harder, Chyrurgeon to the ſaid Count. Dr. *Nicholas Dubartin*, Doctor to the ſaid Count. *Peter Merckman*, all Three Committed and ſuſpected as Acceſſaries to the ſaid Murther.

Amien Berg, committed for want of Sureties, to give Evidence againſt the ſaid perſons, who was the Captains Man, and diſcovered the Gun, being left behind in his Lodging till they came back.

Captain *Vratz*,
Geo. Boroski,
AND
John Sterne.
} Were the Bloody Murtherers, which they confeſſed. *Boroski* and *Sterne* were the ſaid Captains Men.

THE Grand-Jury for the County of *Middleſex*, having on Saturday the Twenty fifth of *February*, had a Bill preferr'd to them, againſt Count *Charles John Conningſmark*, *Vratz*, *Boroski*, and *Sterne*, as the Inhumane Actors of that Barbarous and Unmanly Murther, (the Three laſt being actually concerned in it) and againſt *Harder*, *Dubartin*, and *Merckman*, as the Acceſſaries in abetting and concealing the ſame; unanimouſly returned them *Bills vera*; upon which, about Nine of the Clock this morning, being the Twenty Eighth of this inſtant *February*, they took their Tryals in the *Old-Bailey*, being brought from *Newgate* to the *Seſſions-houſe*, which was as follows.

The firſt that were brought were the Three Murtherers; ſome time after them, the Two perſons that were ſuſpected to be privie in it; and immediately after the Count, whoſe Beauty and Youth drew ſorrow from all perſons that were Spectators; his Countenance ſeemed very compoſed, and his looks did ſhew him to be under a particular diſſatisfaction. The Count came from *Newgate* in a Coach, and ſo was guarded into the Court.

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The Prisoners being brought to the Bar, and the Jury called over, the Indictment was read, they being Indicted in this Order, by the Names of *George Boraski*, *Christopher Vratz*, *John Stern*, and *Charles John Conningsmark*, for that they on the Twelfth of *February*, 1681. not having the fear of God before their eyes, *&c.* did Maliciously, and of Malice forethought, Assault and Murther *Thomas Thynn* Esq; in the Parish of St. *Martins* in the Fields. After the reading the Indictment, some time was taken up in interpreting the words of the Indictment to the Prisoners at the Bar, by Sir *Nicholas Johnson*, whom the Court assigned to be their Interpreter: which being done, they were severally asked, whether Guilty or not Guilty? to which they all pleaded, Not Guilty; and being demanded how they would be Tryed? they answered, by God and a Jury of half English and half High-Dutch; the Count desired by his Interpreter, on the behalf of himself and the rest of the Prisoners at the Bar, that those English-men that were to be of his Jury, might be neither Sir *Thomas Thynn*, or any other that were related to, or had any dependence upon Mr. *Thynns* Family; in answer to which, my Lord Chief Justice *Pemberton*, bid Sir *Nicholas* assure them, they should not. He desired likewise, that he might have the Pannel, that so when the Jury was called, he might know the better how to except against, which was granted. He excepted against about Twenty, and those Englishmen that were called, he asked them all if they had any acquaintance with Mr. *Thynn*. The Jury being Sworn, the Foreman whereof was Sir *William Roberts*, the Indictment was read to the Jury, and they directed to inquire, whether *George Boraski*, *Christopher Vrats*, and *John Stern* were Guilty or not Guilty of the Felony and Murther whereof they stand Indicted; and if they find them Guilty, what Goods and Chattels they had when the Murther was committed, or if Not Guilty, whether they fled for the same, and if they did, they were to inquire what Goods and Chattels, as if they had found them Guilty, and that if they should find cause not to find *George Boraski*, *Christopher Vrats*, and *John Sterne* guilty, who are in this Indictment charged as Principals in this Fellony and Murther, you are not to inquire further concerning *Charles John Conningsmark*, who is charged as an Accessary, by abetting and procuring the same. Then the Indictment was learnedly opened, first by one of *Lincolns-Inn*, and then by Sir *Francis Withins*, who also learnedly urged the heinous aggravations of the Crime; first from the Dignity and usefulness of the person Murthered, and secondly from the bold and impudent, as well as barbarous and cruel manner of committing the Murther; which being done, the Evidence for the King was called in and Sworn; the Evidence was very full against them, some tending to prove that Capt. *Vrats* entertained *Boraski* and *Sterne* as his Servants, and that they took Horse and rid out together Armed, *Boraski* with a Blunderbuss, and *Vrats* and *Sterne* with Pistols, and that the Pistol which was taken up near the place, and soon after the Murther was committed, was *Vrats's*. The Coachman who drove Mr. *Thynns* Coach, and some others, proved they were all Three in Company, and that they road up to the Coach together, and that *Vrats* stopped the Coach while *Boraski* discharged the Blunderbuss into the Coach, and that then they rid away together. There were many more Witnesses Examined on both sides, but the matter of fact appearing so plainly, the Jury after having been some time in debate, returned, and found the Three Assassinates Guilty of the Murther; as for the farther particulars, we refer you to a more large account.

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